

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

|                                   |   |                               |
|-----------------------------------|---|-------------------------------|
| <b>UNITED STATES OF AMERICA</b>   | ) |                               |
|                                   | ) |                               |
| v.                                | ) | <b>CASE NO. 2:07cr118-MEF</b> |
|                                   | ) |                               |
| <b>TAVORIS LEKEITH PENNINGTON</b> | ) | <b>(WO- Do Not Publish)</b>   |

**FINAL ORDER OF FORFEITURE**

WHEREAS, on October 9, 2007, this Court entered a Preliminary Order of Forfeiture, ordering defendant Tavoris Lekeith Pennington to forfeit the following firearm:

One Smith & Wesson, Model 10-5, .38 caliber revolver,  
bearing serial number D909121.

The United States published notice of this forfeiture in the Montgomery Independent newspaper in accordance with the law and as specified in the Preliminary Order, and further notified all third parties of their right to petition the Court within thirty (30) days for a hearing to adjudicate the validity of their alleged legal interest in the firearm;

No timely petition has been filed; and,

The Court finds that defendant Tavoris Lekeith Pennington had an interest in the firearm that is subject to forfeiture pursuant to Title 18, United States Code, Section 924 and Title 28, United States Code, Section 2461(c). The United States has established the requisite nexus between such firearms in the commission of the violation of Title 18, United States Code, Section 924(c)(1)(A).

NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND  
DECREED:

1. The United States of America's Motion for a Final Order of Forfeiture  
(Doc. # 39) is GRANTED.

2. The following firearm is hereby forfeited to the United States pursuant to  
Title 18, United States Code, Section 924 and Title 28, United States Code, Section  
2461(c):

One Smith & Wesson, Model 10-5, .38 caliber revolver,  
bearing serial number D909121.

3. All right, title and interest to the firearm described above is hereby  
condemned, forfeited and vested in the United States of America and shall be disposed of  
according to law;

4. The United States District Court shall retain jurisdiction in the case for the  
purpose of enforcing this Order; and,

5. The Clerk of the Court shall forward two certified copies of this Order to the  
United States Attorney's Office.

SO ORDERED this the 5<sup>th</sup> day of March, 2008.

/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE